

**UNITED STATES COURT OF APPEALS
FOR THE SEVENTH CIRCUIT**

NATIONAL LABOR RELATIONS BOARD,

Petitioner in Contempt,

v.

CONTEMPORARY CARS, INC. doing business
as MERCEDES-BENZ OF ORLANDO and
AUTONATION, INC., single and joint
employers,

Respondents in Contempt.

Nos. 14-3723 & 15-1187

STATUS REPORT

The National Labor Relations Board (“NLRB”) files this status report is filed in accordance with the Court’s Order dated December 12, 2017 [Dkt. 52]. The NLRB reports the following:

1. On October 2, 2017, the Board filed the *Petition for Adjudication in Civil Contempt and other Civil Relief* (“Petition”) alleging that Respondents are in contempt of this Court’s Judgment by delaying and failing to offer Anthony Roberts, Juan Cazorla, David Poppo, Larry Puzon, and Tumeshwar Persuad full reinstatement to their former jobs. (Contempt Petition, ECF No. 43). Thereafter, acting

upon the Board's unopposed motion (ECF No. 41), this Court placed the case in abeyance for ninety days to allow the parties to resolve the dispute without the necessity of further Court intervention.

2. After the Board filed the Petition, Respondents conferred with the NLRB through counsel and sent letters offering reinstatement to Roberts, Cazorla, Poppo, Puzon, and Persuad; and, Respondent Contemporary Cars, Inc. doing business as Mercedes-Benz of Orlando (MBO) subsequently conferred with these five individuals regarding the offers of reinstatement.

3. Juan Cazorla was returned to work at MBO on December 5, 2017.

4. Tumeshwar Persuad, Larry Puzon and David Poppo have declined the offers of reinstatement.

5. Anthony Roberts has not yet informed Respondent MBO of whether or not he will accept the offer of reinstatement.

6. The NLRB and Respondents are working closely to resolve the dispute in a timely manner and avoid further Court intervention.

7. Per this Court's Order dated November 8, 2018 (ECF No. 50), the ninety-day abeyance period is scheduled to expire on February

6, 2018. The NLRB expects the dispute to be resolved before that date and will apprise the Court within 7 days of that resolution.

Respectfully submitted,

NATIONAL LABOR RELATIONS BOARD

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Dated at Washington, D.C.,
this 9th day of January, 2018.

CERTIFICATE OF SERVICE

I hereby certify that on this 9th day of January, 2018, the foregoing Status Report was filed electronically with the Court's CM/ECF system, which will send an electronic notice to all registered parties and counsel. Parties may access the filing through the Court's CM/ECF system.

s/ Dean Owens

Dalford Dean Owens, Jr.

Trial Attorney

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